

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 12541 of 1994

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

UNION OF INDIA & S

Versus

DEV PRASAD DAS

Appearance:

MR KETAN A DAVE for Petitioner

MR MEHUL SHAH for Respondent

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 19/09/97

ORAL JUDGMENT

The petitioner, Union of India and its officers filed this Special Civil Application before this Court and prayer has been made for setting aside and quashing the order dated 28.10.94 passed below Ex.5, interim injunction application in Regular Civil Suit No.417 of 1994 made by Civil Judge (S.D.), Amreli. Further prayer has been made by petitioners to dismiss the Regular Civil

Suit No.1417 of 1994.

2. The aforesaid Civil Suit has been filed by respondent herein against the order of his transfer. The order impugned in this Special Civil Application has been vacated by this Court on 10th November 1994. The learned counsel for respondent made a statement before this Court that Regular Civil Suit No.417 of 1994 has already been decided. In view of this fact, otherwise also this Special Civil Application does not survive.

3. In the result, this Special Civil Application fails and the same is dismissed. Rule discharged. No order as to costs.

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(sunil)